FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.369 OF 2006

Office notes, office Memoranda of Coram, appearance, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Mr.S.N.Deshmukh for the Petitioner.

Mr.R.S.Apte for the Respondent Nos.1A, 2 and 4.

Mr.S.R.Shinde, APP. for the State.

CORAM : R.S. MOHITE,J.
DATED : 07/3/2006.

P.C.

1. This is a petition impugning an order passed by the Industrial Court, Thane dated 14.12.2005 quashing issuance of process against the Respondent Nos. 2 to 4. The order issuing process is not annexed to the petition. Be that as it may, it is clear from the record that the allegations against the aforesaid respondents were that they disobeyed an order dated 12.8.2005 passed below Exh.U-2 in Complaint (ULP) No.232/2004.

By the said order, the respondents in the said complaint had been restrained from reverting the present petitioner. The grievance was that though the order of reversion was not passed salary of the unreverted post of Sr. Clerk was not being paid to the complainant. The Revisional Court has observed that the order below passed Exh.U-2 does not deal with the payment of salary at all and on this issue process was quashed and the complaint (ULP) No.4/2005 also came to be quashed. In my view, the view taken by the revisional court cannot be faulted. However, the present petitioner is at liberty to apply for fresh interim relief in the trial court. With the above liberty, petition is disposed off.

(R. S. MOHITE, J.)